



UNITED STATES DEPARTMENT OF COMMERCE

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

September 08, 2004

THIS IS TO CERTIFY THAT ANNEXED HERETO IS A TRUE COPY FROM  
THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK  
OFFICE OF THOSE PAPERS OF THE BELOW IDENTIFIED PATENT  
APPLICATION THAT MET THE REQUIREMENTS TO BE GRANTED A  
FILING DATE.

APPLICATION NUMBER: 60/492,593  
FILING DATE: August 04, 2003  
RELATED PCT APPLICATION NUMBER: PCT/US04/25047

Certified by



Jon W Dudas

Acting Under Secretary of Commerce  
for Intellectual Property  
and Acting Director of the U.S.  
Patent and Trademark Office

BEST AVAILABLE COPY

EXPRESS MAIL NO. EV336596866US

PTO/SB/16 (02-01)

Approved for use through 10/31/2002. OMB 0651-0032  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PROVISIONAL APPLICATION FOR PATENT COVER SHEET**

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 CFR 1.53 (c).

INVENTOR(S)					
Given Name (first and middle [if any])	Family Name or Surname	Residence (City and either State or Foreign Country)			
Randal D.	Schafer	Burlington, WA			
Margaret D.	Schafer	Burlington, WA			
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>1</u> separately numbered sheets attached hereto					
TITLE OF THE INVENTION (500 characters max)					
NON-SLIP MEASURING TOOL AND METHOD OF MAKING					
CORRESPONDENCE ADDRESS					
Direct all correspondence to:					
<input checked="" type="checkbox"/> Customer Number: 00500					
OR					
<input type="checkbox"/> Firm or Individual Name					
Address					
Address					
City		State		ZIP	
Country		Telephone		Fax	
ENCLOSED APPLICATION PARTS (check all that apply)					
<input checked="" type="checkbox"/> Specification Number of Pages		18		<input type="checkbox"/> CD(s), Number	
<input checked="" type="checkbox"/> Drawing(s) Number of Sheets		10		<input checked="" type="checkbox"/> Other (specify) Fee Transmittal (+ copy)	
<input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76				Check	
METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
<input checked="" type="checkbox"/> A check or money order for \$ <u>80.00</u> is enclosed to cover the filing fees.					
<input type="checkbox"/> The Commissioner is hereby authorized to charge filing fees to Deposit Account Number: _____					
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account Number: <u>19-1090</u>					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.					
<input checked="" type="checkbox"/> No.					
<input type="checkbox"/> Yes, the name of the U.S. Government agency and the Government contract number are: _____					

Respectfully submitted,			
SIGNATURE	<i>E. Russell Tarleton</i>	DATE	August 4, 2003
TYPED or PRINTED NAME	E. Russell Tarleton	REGISTRATION NO. (if appropriate)	31,800
TELEPHONE	(206) 622-4900	DOCKET NUMBER:	840070.406P1

**USE ONLY FOR FILING A PROVISIONAL APPLICATION FOR PATENT**

This collection of information is required by 37 CFR 1.51. The information is used by the public to file (and by the PTO to process) a provisional application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the complete provisional application to the PTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C., 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Provisional Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

C:\InPort\NManage\ATHENAP403673\_1.DOC

19704 U.S. PTO

60/492593



08/04/03

**PROVISIONAL APPLICATION COVER SHEET**  
**Additional Page**

PTO/SB/16 (8-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Docket No.

840070.406P1

**INVENTOR(S)/APPLICANT(S)**

Given Name (first and middle [if any])	Family or Surname	Residence (City and either State or Foreign Country)
Ansel David A.	Kelman Ray	Vernon, B.C. La Conner, WA

Page 2 of 2

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

EXPRESS MAIL NO. EV336596866US

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

**FEE TRANSMITTAL  
for FY 2003**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.TOTAL AMOUNT OF PAYMENT (\$) **80.00**

Complete If Known

Application Number

Filing Date

First Named Inventor

Examiner Name

Group Art Unit

Attorney Docket No.

**August 4, 2003****Randal D. Schafer****840070.406P1**19704 U.S. PTO  
60/492593

## METHOD OF PAYMENT

☒ Payment Enclosed:☒ Check ☐ Credit card ☐ Money Order ☐ Other☐ Deposit Account:Deposit  
Account  
Number**19-1090**Deposit  
Account  
Name**Seed Intellectual Property Law Group  
PLLC**

The Commissioner is authorized to (check all that apply)

- ☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any deficiencies

to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee(\$)	Fee Code	Fee(\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	<b>80</b>
SUBTOTAL (1)					<b>(\$ 80)</b>

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Independent Claims	<input type="text"/>	<input type="text"/>	<input type="text"/>
Multiple Dependent	<input type="text"/>	<input type="text"/>	<input type="text"/>

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity		Small		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2520	1812	2520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1450	2254	725	Extension for reply within fourth month	
1255	1970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1510	1451	1510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1300	2453	650	Petition to revive - unintentional	
1501	1300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee for provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 0)

## SUBMITTED BY

Name (Print/Type)	<b>E. Russell Tarleton</b>	Registration No. Attorney/Agent	<b>31,800</b>	Customer Number  <b>00500</b>
Firm Name/Address				
Signature	<i>E. Russell Tarleton</i>	Date	<b>August 4, 2003</b>	

# NON-SLIP MEASURING TOOL AND METHOD OF MAKING

## BACKGROUND OF THE INVENTION

### Field of the Invention

The present invention pertains to tools for use in measuring and marking material, and, more particularly, to a transparent ruler having a non-removable, slip-resistant working surface.

### Description of the Related Art

Transparent rulers having grid lines formed thereon are known for use in measuring and marking material, such as fabric, paper, plastic, and the like. These rulers are also used to guide a tool, such as a razor, knife, or rotary cutter, in cutting the material to desired sizes and shapes.

One such ruler is that described in U.S. Patent No. 4,779,346 for a transparent measuring device that includes a plurality of continuous two-color lines of contrasting colors. In use, these lines are visible against a background of multiple colors, thus facilitating the measuring and marking of material.

To ensure accuracy, it is necessary that the ruler be firmly held in place with respect to the workpiece. Most rulers have a smooth planar bottom surface that will lie flat on the workpiece to be marked or cut. This smooth surface has the disadvantage of allowing the ruler to easily slip over the surface of the workpiece. Thus, a certain amount of force must be applied to a device to hold it in place on the workpiece. This frequently occurs on workpieces formed of or covered with a cloth or fabric material. In quilting applications, where large rulers are used to measure and mark material and to guide cutting tools on large pieces of fabric, it frequently becomes necessary to use both hands to hold the ruler in order to prevent it from slipping on the fabric. This makes it difficult for one person to measure or cut the fabric. Many times an individual will use a foot or knee to assist the one hand in applying pressure to the ruler in order to free the use of the other hand. This method is awkward and

is not always feasible, such as in the case of handicapped persons or where the work surface is higher than the waist.

The disadvantage of the ruler described in U.S. Patent No. 4,779,346 is that the working surface that is placed against the material is subject to slipping on the material. One device that attempts to overcome inadvertent slipping of the ruler is described in U.S. Patent No. 5,829,150 issued to McEligot on May 1, 1998. Here, a sheet thick enough to guide a rotary cutter along one side and having an adhesive side is removably positioned on a rigid template material. This effectively forms a mechanical stop on the measuring device. The disadvantage is that the adhesive material easily collects dirt, lint, hair, and other material that reduces the adhesiveness and interferes with the use of the ruler. It also does not provide a non-slip surface but rather it forms a raised edge that can itself slide when placed on top of fabric.

Another device that attempts to address this slippage problem is a non-slip cutting ruler disclosed in U.S. Patent No. 5,471,749, which teaches using retractable pins that secure the ruler to the fabric. This is a complex and potentially injury-causing approach that has not met with much success in the marketplace.

A further approach is to clamp the tool to the material, which is the subject of U.S. Patent No. 4,875,667 that describes an elongate bar having a clamp at one end to brace the other end of the bar on a support surface. The other end of the bar is pushed down on a ruler and the underlying fabric. Unfortunately, this device can break the ruler when the bar is pressed down too hard. In addition, the bar is cumbersome to use and expensive.

Other methods have been employed to reduce slipping, such as: die-cut dots made from rubber, sandpaper, and cork; handles with suction cups to attach to the top surface of the tool; handles with pins that protrude through the plastic and into the fabric; weights; clear fingernail polish with salt; and ink with grit therein. These methods create one problem while solving another, including not providing enough grip, or gripping too much and snagging the

fabric, scratching the work surface, not being transparent, wearing out, leaving adhesive on the ruler or the fabric, or cracking, crazing, or otherwise damaging the tool.

#### BRIEF SUMMARY OF THE INVENTION

5           In accordance with the disclosed embodiments of the invention, a device for measuring and marking material is provided that includes a transparent, rigid substrate having opposing first and second planar sides, one of which comprises a working surface that bears against the material, a plurality of lines formed on at least one of the opposing first and second planar sides,  
10           and a transparent, non-removable coating applied to the working surface of the substrate, the coating configured to resist or prevent slipping of the substrate against the material when the working surface is placed against the material.

          In accordance with another aspect of the invention, the coating is formed from a substance that is applied in liquid form to the working surface of  
15           the substrate. Ideally, the liquid is air-dried after application. However, the coating may be formed of liquid that is actively dried, such as UV cured.

          In accordance with another embodiment of the invention, a transparent measuring device is provided that includes a sheet of transparent material having opposing surfaces; one or more multicolor lines applied to one  
20           of the opposing surfaces on the sheet, and a coating of non-slip material applied to a working surface of the sheet to prevent slipping of the sheet against material.

          In accordance with another embodiment of the invention, a method of making a non-slip device for measuring and marking material is  
25           provided. The method includes providing a transparent sheet of rigid material having first and second opposing planar sides; forming a plurality of lines on one of the first and second opposing planar sides; and forming a coating over a working surface of the sheet to provide a non-slip bearing surface when placed on the material.

In accordance with another aspect of the present invention, the coating is applied only over the multicolor lines formed on the working surface of the sheet. Alternatively, the coating is mixed with the pigment used to create the grid lines, thus providing slip-resistant lines on the working surface of the device. In the case of multi-colored composite lines, ideally the last line applied to the working surface is formed with the non-slip substance.

As will be readily appreciated from the foregoing, the present invention avoids the disadvantages of prior methods and achieves a removable slip-resistant or non-slip surface that is easily applied. The device or ruler will adhere when pressure is applied, does not snag fabric or materials when manipulating the ruler, can be marked on for a visual aid on the underside of the ruler, resists rolling back from the edge, does not damage or alter the ruler, can be used with any flat ruler or template, and is inexpensive and easy to use.

#### BRIEF DESCRIPTION OF THE DRAWINGS

The foregoing features and advantages of the disclosed embodiments of the invention will be more readily appreciated as the same become better understood from the following detailed description when taken in conjunction with the accompanying drawings wherein:

Figure 1 is a plan view of a tool formed in accordance with one embodiment of the invention;

Figure 2 is an enlarged isometric view of a portion of a tool formed in accordance with the teachings of the present invention;

Figure 3 is a top plan view of a first image to be applied to the sheet of transparent material in accordance with another embodiment of the present invention;

Figure 4 is a top plan view of a second image to be applied to the sheet of transparent material;

Figure 5 is a top plan view of an optional third image to be applied to the sheet of transparent material in accordance with another embodiment of the present invention;

Figure 6 is an isometric view of a screen printing apparatus for printing images in accordance with the process of the present invention;

Figure 7 is a top plan view of a first image to be applied to a sheet of transparent material in accordance with an alternative embodiment of the present invention;

Figure 8 is a top plan view of a second image to be applied to the sheet of transparent material in accordance with the alternative embodiment of Figure 7;

Figure 9 is a top plan view of an optional third image to be applied to a sheet of transparent material in accordance with the alternative embodiment of Figures 7 and 8; and

Figure 10 is a top plan view of the composite image formed in accordance with the alternative embodiment of Figures 7 and 8.

#### DETAILED DESCRIPTION OF THE INVENTION

The disclosed embodiments of the invention will be described in conjunction with the transparent measuring devices previously disclosed by applicant in U.S. Patent Nos. 4,779,346 and 5,819,422, which are incorporated in their entirety herein by reference. The description of these prior devices and related methods is set forth below, and such description includes the improvements of the present invention where applicable.

Figures 1 and 2 illustrate two embodiments of a tool 10 formed in accordance with the present invention. Referring initially to Figure 1, the measuring tool 10 includes a sheet 11 of transparent material having a planar front surface 12 and an opposing planar back surface 14. The sheet 11 may be formed from any suitable transparent material such as acrylic plastic. As shown in Figure 1, the tool 10 is rectangular, having a preferred length of twenty-four (24) inches and a width of six (6) inches. However, it is to be understood that the tool 10 may be formed in other shapes and in different dimensions. A transparent sheet of flexible material 17 is adhered to the sheet 11, as will be described in more detail herein below.

A pattern of vertical and horizontal lines 16, 18 is formed on the front surface 12 of the rigid sheet 11, the pattern including the vertical lines 16 formed along the length of the sheet 11 and a plurality of horizontal lines 18 formed along the width of the sheet 11. The vertical lines 16 and the horizontal lines 18 are positioned substantially at right angles with respect to one another to thereby create a grid pattern of squares 20. In addition to the vertical lines 16 and the horizontal lines 18, there are angled lines 22 placed on the grid to form angles of 30°, 45°, or 60°, with either the vertical or horizontal lines. The angled lines 22 enable a user to orient the tool 10 at the angles indicated in the circles 32, so that the material can be measured, marked, or cut at an angle to a given line.

In the alternative embodiment shown in Figure 2, selected vertical and horizontal lines 16, 18 are composite lines formed of a first line 24 and a second line 26. The first line 24 is of a first color (or hue) and the second line 26 is of a second color (or hue) that is different from the first color. Preferably, the first line 24 is superimposed upon the second line 26, and the first line 24 is of a lesser breadth than that of the second line 26, such that the second line 26 is visible on each side of the first line 24 when viewed from the front surface 12. However, the first line 24 and the second line 26 may also be placed in adjacent or partially overlapping relationship, so long as the two different colors are visible from the front surface 12. The first and second colors are of a contrasting nature, such as yellow and dark green, white and black, dark orange and light blue, black and yellow, or other combinations such that either one of the colors will be visible against backgrounds of various colors or against a multicolored background.

For purposes of illustration, Figure 2 shows lines 24 and 26 formed on the front surface 12 of the measuring device 10. However, it will be understood that the lines could equally well be formed on the working surface, i.e. the back surface 14 of the rigid sheet 11, and that such back surface lines would have the advantage of reducing parallax errors. Combinations of front and back surface lines may also be used. The lines 24 and 26 may be formed

by any suitable printing process, such as by a silk screen, lithograph press, or photographic process, by an engraving process such as laser engraving, or by combinations of the above techniques.

In the illustrated embodiments, selected horizontal and vertical  
5 lines 16, 18 are identified by consecutive numbers 28. The numbers 28, preferably of the first color, are formed to be positioned within an enlarged circle 30, preferably of the second color. As illustrated herein, the numbers 28 correspond to the distance of each line from an edge of the grid, preferably in inches, although other units may be used. In addition, the angled lines 22 have  
10 markings 32 representing the angle in degrees that each angled line 22 makes with the vertical lines 16 as measured at angles  $\theta$ . Preferably, the squares 20 are further subdivided by vertical subdivision lines 31 and horizontal subdivision lines 33 placed between the vertical lines 16 and the horizontal lines 18. In addition, subdivision marks 35 are shown placed along the length of the  
15 measuring device 10 and on the edges thereof.

It is to be understood that the present invention can be used with any tool having one or more lines or graduations used for measuring or marking or cutting, or any combination of the foregoing, where a single color of line is used. Thus, the invention is not to be limited to tools having composite lines  
20 formed thereon.

In one embodiment of the invention, a transparent or nearly transparent, anti-slip, non-removable coating 17 is applied to the working surface or back surface 14 of the rigid sheet 11. This coating 17 covers the entire back surface 14 and preferably is applied after the lines 16, 18, and 22  
25 are formed on the back surface 14. In this configuration, the coating protects the lines 16, 18, and 22, as well as other markings formed on the back surface 14, such as the numbers 28 and it provides a slip-resistant working surface.

In a preferred embodiment, the coating 17 is a substance having a high co-efficient of friction that resists slipping of the tool 10 on underlying  
30 material. In addition, the coating 17 should not attract or retain lint, dirt, dust and

the like. Also, the coating should resist peeling, and should not flake or leave any residue on the material.

Ideally, the coating is applied in liquid form and then hardened or permitted to harden. In one form, the coating is air dried, although in another  
5 form the coating is cured, such as with a UV curing process. The manner of hardening will depend on the nature of the coating material. For example, the material identified as "Through The Roof," manufactured by Sashco in Brighton, Colorado, provides anti-slip qualities and requires only air drying to harden. Another material available from Tangent Industries in Winsted, Connecticut, is  
10 identified as X-506-26-1, and this material requires UV curing. Tangent Industries also sells a harder, less tacky substance identified as X-506-24-1.

The coating 17 may be applied with a roller, by spraying, screen printing, or other known method. When thus applied, the coating is hardened or allowed to harden. In use, the tool 10 is positioned with the coating 17 on the  
15 material. The user may need to apply a small amount of force to ensure the tool 10 remains in position while the material is measured, marked, or cut, or any combination of the foregoing.

Alternatively, the coating need only be applied over selected lines on the tool 10. This provides protection to the lines and an amount of resistance  
20 to slipping of the tool 10 on the material.

In another embodiment of the invention, the coating substance is mixed with the pigment used to print the vertical and horizontal lines 16,18. After the lines 16,18 are printed, they are allowed to dry or actively dried to form slip-resistant lines. This avoids the step of coating the entire working surface of  
25 the tool 10 while still achieving the desired anti-slip properties. In this embodiment, the last layer of line to be printed is mixed with the substance and applied using a screen-printing process, described in more detail herein below.

With the composite lines, the black line is ideally printed first on the back surface 14, followed by the non-slip coating of a contrasting color or  
30 contrasting neon color, as desired. In certain embodiments, the composite lines have an optional third coat, preferably of white or white tint to enhance the

“neon” or enhanced visibility effect of the tinted second line. In this case, the non-clip substance can be mixed with the optional third coat.

In the embodiment of the invention where the rigid sheet 11 is configured to have the composite two-color lines formed thereon, the method disclosed in U.S. Patent No. 5,819,422 can be used to apply the composite lines to the front or back surfaces 12,14 of the rigid sheet 11. The description of this method is repeated below.

Referring to Figure 3, shown therein is a first image 30 consisting of a pattern of horizontal and vertical graduations 32 with short subdivisions 48 extending therefrom at substantially right angles. Each graduation 32 and subdivision 48 is formed from a pair of lines 34 and 36 that outline an uncolored gap 38.

Ideally, the lines 34 and 36 have a width in the range of 1 one-thousandth of an inch to 20 one-thousandths of an inch, although the width could be greater depending on the application. The preferable width for quilting applications is in the range of 15 one-thousandths to 20 one-thousandths. The uncolored gap 38 is centered between the pair of lines 34 and 36, and has a preferred width of 2 one-thousandths of an inch, although again this could be smaller or larger, depending on the application and the capabilities of the image creation equipment. This provides the manufacturer and operator with greater tolerances within which to transfer the images and yet maintain precise alignment.

Preferably, the uncolored gaps 38 are bounded on substantially all sides by the pair of lines 34 and 36, and they are disposed centrally therein. The longitudinal ends 39 and 41 of the gaps 38 are not bounded, and there may be applications where there are segments that are unbounded along the length of the composite lines. There may also be applications where it is preferred that the gaps 38 not be centered between the pair of lines 34 and 36. Hence, variations are contemplated.

The first image 30 includes large darkened circles 40 that have uncolored number spaces 42 formed therein. In addition, the first image 30

includes solid vertical lines 44, and angled lines 46 that are of the same color as the graduations 32, although they do not form a part of the multicolor graduations 32. The large blank area 50 is used for the Omnigrd trademark, which is discussed more fully below.

5 In Figure 4 is shown a second image 52 comprising solid horizontal lines 57 and vertical lines 58 forming a grid pattern 54 of squares 56. This second image 52, as well as the first image 30, is shown in the form it would appear on camera-ready film. Each of these lines 57 and 58 has subdivision lines 60 that further divide the lines 58 into smaller units of  
10 measurement. In addition, each of the lines 57 and 58 has corresponding numbers 62 along the outside rows and columns of squares 56. In the embodiment depicted herein, these numbers 62 correspond to inches, although other units of measurement may be used, such as metric units. The Omnigrd trademark 64 and other legends and indicia 66 appear inside the squares 56.

15 Preferably, the lines 57 and 58 have a width that is 2 one-thousandths of an inch wider than the width of the uncolored gap 38 formed by the graduations 32. In other words, if the uncolored gap 38 is 12 one-thousandths of an inch wide, the lines 57 and 58 would be 14 one-thousandths of an inch wide. In addition, the numbers 62 are preferably 2 one-thousandths  
20 of an inch larger than the corresponding uncolored numbers spaces 42 formed in the circles 40 on the first image 30 shown in Figure 3. The intersection of the horizontal and vertical lines 57 and 58 is left blank to provide an unobstructed viewing space that enables a user to precisely align the measuring device.

When the first and second images 30 and 52 are combined, they  
25 form a composite image, as will be described more fully below in conjunction with Figure 10. Briefly, the first image 30 is applied to the back surface 14 of the transparent sheet 11, and the second image 52 is aligned and applied on top of the first image 30. When the images 30 and 52 are so combined, the contrasting colored second image 52 fills in the gaps 38 and number spaces 42  
30 on the first image 30, creating a composite set of lines.

The process for making the transparent measuring device of the present invention can be done by a variety of methods. Although the use of ink to create the images is described herein, other materials or processes may be used, including pigment, toner, photographic deposit, and photosensitive  
5 emulsion.

The preferred method is the screen printing process because it permits the application of a heavy deposit of ink. By way of general description, in the process of the present invention the images described above are first created and then transferred to a screen. The screen is a commercially-  
10 available material that has a thread count in the range of 150 to 400 threads per inch.

Ideally, the images 30 and 52 are created as electronic images on a computer using a commercially-available graphics program that is capable of large magnification and line generation down to and even below 1 one-  
15 thousandth of an inch. Each electronic image is then generated on to camera-ready film, such as is shown in Figures 3 and 4, after which it is transferred to a screen through a photo emulsion process, which is well-known in the industry.

Alternatively, present methods do permit the direct transfer of an electronic or computer image to a print screen, bypassing the step of using an  
20 ortho film, although this is much more expensive. In addition, a lithograph press, an engraving process, thermal (hot) stamping of foil, or a photographic process may also be used, as well as any combination of graphics and manufacturing. Finally, high-speed laser printers that print the computerized image directly to a plastic sheet are also available. Virtually any pigment  
25 transfer method may be used to generate the images of the present invention on the transparent sheet. Another method takes advantage of precision cutting equipment to cut out pre-printed adhesive plastic that can be applied as a layered substrate to the transparent sheet.

Continuing with the method of the present invention, once the  
30 screen is formed for the first image 30, it is mounted in accordance with conventional screen printing methods. A sheet of transparent material,

preferably acrylic, such as the sheet 12 described above, is placed below the screen in a jig that holds the plastic sheet in place, as will be described in more detail below. The ink is then applied with a squeegee as is well-known in the art. It is important that the sheet of plastic be cleaned prior to the application of ink. A quick method is to use a roller on the sheet, which picks up dirt and other material off the sheet.

In the method of the present invention, the image 30 of Figure 3 is first applied to the back surface 14 of the sheet 11. It is preferable that the first image be of a lighter color or hue, such as yellow. However, a darker or contrasting color or hue can be used for the first image, such as black or dark-shade green. When so applied to the sheet 11, the graduations 32 outline the uncolored gap 38 with uncolored subdivisions 48. In addition, the circles 40 have uncolored numbers 42 formed therein. The image 32 is then inspected and, if acceptable, set aside to dry.

After the ink from the first image has dried, the screen having the second image 52 thereon is mounted and aligned with the first image 30. Alignment is much quicker and easier, because the lines 58 and numbers 62 will cover the corresponding uncolored areas with a slight overlap. This overlap allows a small error in the alignment without resulting in misalignment of the lines 58 and numbers 62 in the corresponding uncolored gaps 38 and number spaces 42 created by the first image. The second image is then printed on the sheet using a contrasting darker color or hue. When viewed from the front surface 12 of the sheet 11, the darker lines 58 and numbers 62 will register perfectly within the gap 58 and number spaces 42 in the wider lighter line, even though the second image 52 may be slightly misaligned.

This application of the second image 52 is not an overlay of ink over the first image. Rather, it is the application of ink in the blank, un-inked areas or gaps 38 left by the first image 30, and only a slight overlap exists. As such, this method not only results in precise registration of the smaller darker line within the larger lighter line, it also reduces bleeding of one color into the other as can occur with an overlay. If the color of the first image 30 is totally

opaque, then the second image 52 can have a width of two one-thousandths less than the width of the first image 30.

It has been noted that confusion as to which side of the sheet is the top side may result from having the contrasting colors visible from both sides of the sheet of transparent material. One method for overcoming this  
5 confusion is to apply an overlay of one color on the first two images, thus making only the overlay visible from the back side of the transparent sheet.

In this regard, Figure 5 illustrates a third image 68 that consists of a grid pattern of thick, solid vertical lines 70 and horizontal lines 71 that are  
10 wider than the solid lines 57 and 58 of the second image 52 and slightly smaller than the graduations 32 and other lines 44 and 48, and circles 40 in the first image 32. Additional vertical lines 72 and angled lines 74 are used, which are also of a smaller width than the corresponding vertical lines 44 and angled lines 46 shown in Figure 3.

Ideally, the lines 70 are 1 to 2 one-thousandths of an inch smaller  
15 than the corresponding lines in the first image 30. This third image 68 can be applied over the second image 52 as an overlay. This overlay encapsulates the first two images 30 and 52, improving the appearance and protecting the images, thus increasing the useful life of the tool 10. It also aids users in  
20 determining which side of the tool 10 is the front surface 12 because the overlay only permits the viewing of the composite multicolor lines from the front surface 12. The third image 68 ideally is of a color or hue that matches the first image 30, in this case a lighter color, such as yellow.

As a result of adding the overlay, another step is added to the  
25 process. Because the third image 68 is slightly smaller, minor misalignment will not be detected. Even though a third step is added in this embodiment, the overall efficiency and speed is still improved over the prior method. In addition, fewer rejections will result and a high-quality product will be produced virtually each run. However, the third image may not be necessary, such as in the  
30 lithographic process, where the second image (black in this case) is of a width to cover the entire or almost the entire first image (yellow in this case).

In the case of enhanced visibility lines where the second line is of a high-visibility pigment, the third coating can be a white or white-tinted layer, which aids in increasing the visibility of the composite lines. This layer is mixed with the anti-slip substance to form the clip-resistant lines on the working surface of the tool 10.

Figure 6 illustrates a screen printing apparatus for carrying out the method of the present invention. In particular, shown therein is a plastic sheet 76 placed in a jig 78 that holds the sheet 76 in place. The screen 82 is mounted in correlators or registration clamps 84. The jig clamps 80 may be adjusted to position the plastic sheet 76 precisely in position under the screen 82. The correlators 84 also include similar adjustment mechanisms (not shown) for making minor adjustments in the position of the screen 82.

The screen 82 is rotated into position over the plastic sheet 76 where ink is applied and a squeegee pushes the screen 82 down on the plastic sheet 76, as is well known in the art. The sheet 76 with the image printed thereon is then removed.

As will be appreciated from the foregoing, the present invention results in a higher production rate using less-skilled labor that achieves the same or better quality product. It is also to be appreciated that changes made be made without departing from the spirit and scope of the invention. For instance, the steps described above may be reversed, with the third image 68 applied to the sheet first, then the second image 52, and finally the first image 30. Alternatively, the third image can be eliminated and the first two images used. If the reverse steps are done, the images must be applied to the front side of the sheet so the second and first images will be visible. The drawback to this method is the possibility of parallax errors in viewing the lines on the top of a thick sheet of transparent material.

While a thick piece of material is preferred in order to act as a cutting guide for rotary cutters, scissors, razors, and other cutting tools, as well as a measuring and marking device, the present invention can be applied to sheets of thinner material that are then laminated together. For example, rolled

sheets of 5 mil plastic can be printed by one of several methods described above, then cut and removably adhered to thin or thick transparent plastic sheets. A single color may be applied to any combination of the two sheets and then aligned prior to adhering of the sheets.

5                Figures 7-10 illustrate another embodiment and further improvement in accordance with the present invention. For ease of illustration, the same reference numbers will be used for the common subject matter illustrated in Figures 3-5 and 7-10. Shown in Figure 7 is a first image 86 wherein the solid vertical lines 44 in each square 88 are broken at their vertical  
10                midpoint to leave an open gap 90. Each angled line 46 is also broken at their junction with a vertical line 44 to leave the gap 90 open. In all other respects the first image 86 is identical to the first image 30 illustrated in Figure 3. It is to be understood that the vertical lines may have more than one gap 90 formed therein. The gaps 90 may appear at regular or irregular intervals depending on  
15                the application, the scale, and the overall design.

                 Figure 8 illustrates a second image 92 having squares 56 that include a plurality of dots 94. The dots 94 are positioned in each square 56 such that when the second image 92 is applied over the first image 86, the dots 94 will be located in the gaps 90 created in the vertical lines 44. Ideally, the  
20                dots 94 are of a larger size than the gaps 90 and of a contrasting color from the solid vertical lines 44 so they will be more readily visible to the user. These dots 94 will aid in aligning and measuring subdivisions on the transparent measuring device. It is to be understood that the dots 94 may be the same size or smaller than the gaps 90 if desired.

25                An optional third image 96 is shown in Figure 9, which corresponds to the third image 68 illustrated in Figure 5. The final composite image 98 consisting of the combination of the first image 86, the second image 92, and the third image 96, is shown in Figure 10, where the dots 94 are visible between the broken solid vertical lines 44 and the angled lines 46. The process  
30                described above can be reversed if the composite image is to be applied to the opposite side of the transparent sheet.

In a further embodiment of the invention, the lines may be formed to accommodate a particular quilting or sewing pattern. For example, a quilt having a log cabin pattern of a selected size will require lines spaced a predetermined distance apart, such as three inches, to facilitate forming three-  
5 inch strips of material. In addition, a square of four and one-half inches would be formed by the lines 126, as well as an angle of 30°, and if desired, an angle of 45°. It is to be understood that the above-stated dimensions are for illustrative purposes only and may vary according to the dimensional requirements of a particular project.

10 From the foregoing it will be appreciated that, although specific embodiments of the invention have been described herein for purposes of illustration, various modifications may be made without deviating from the spirit and scope of the invention. Accordingly, the invention is not limited except as by the appended claims and the equivalents thereof.

## CLAIMS

1. A device for use in measuring material, comprising:
  - a transparent substrate of rigid material having a plurality of lines formed thereon; and
  - a transparent, non-removable, coating on a working surface of the transparent substrate of rigid material, the coating configured to resist slipping of the device on the material.
2. The tool of claim 1 wherein the lines are applied to the working surface of the substrate, and the coating is applied only over selected lines of the plurality of lines.
3. A method making a device for use in measuring material, comprising:
  - providing a substrate of rigid material;
  - forming a plurality of lines on the substrate;
  - applying a transparent coating to at least a portion of a working surface of the substrate to provide a non-slip bearing surface when placed on the material.
4. The method of claim 3, wherein the coating is applied in liquid form to the working surface.

## ABSTRACT OF THE DISCLOSURE

A tool for measuring, marking, or cutting material, the tool formed of a rigid sheet of transparent material having a plurality of lines formed thereon, and a transparent, non-removable, slip-resistant coating applied to a working surface of the rigid sheet to resist slipping of the tool when applied to the material.

403828\_1 840070.406P1

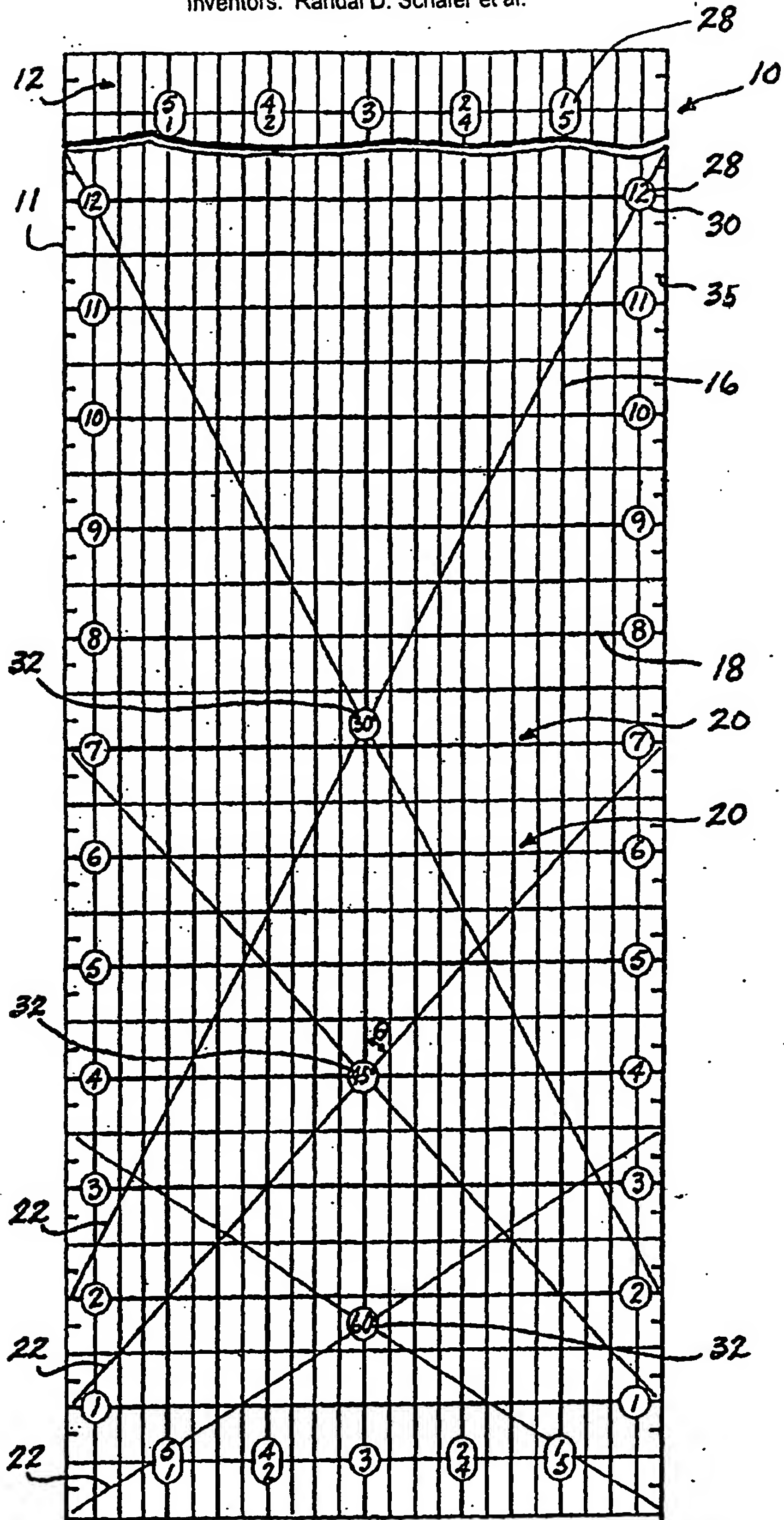


Fig. 1



Inventors: Randal D. Schafer et al.

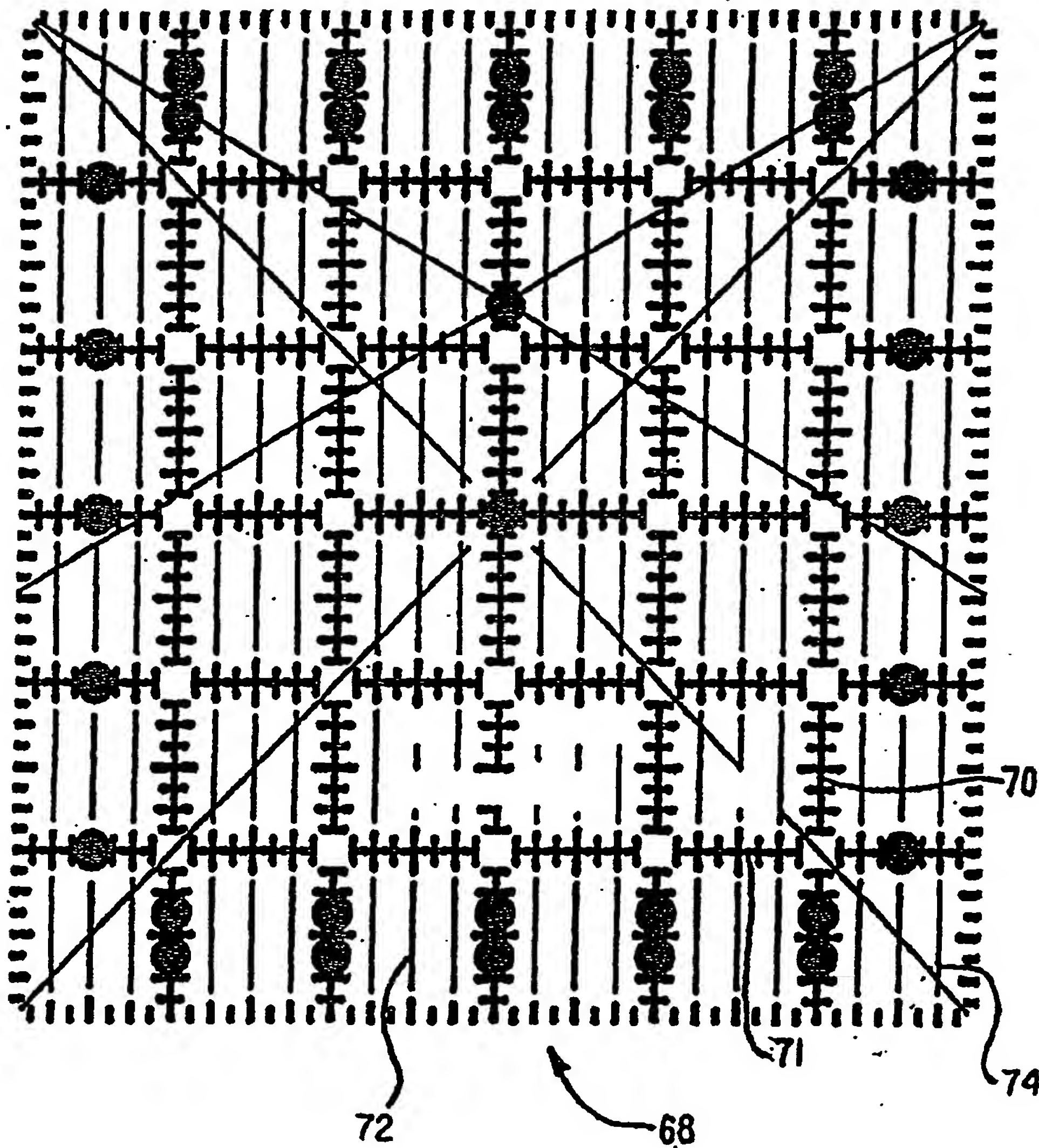


*Fig. 3*

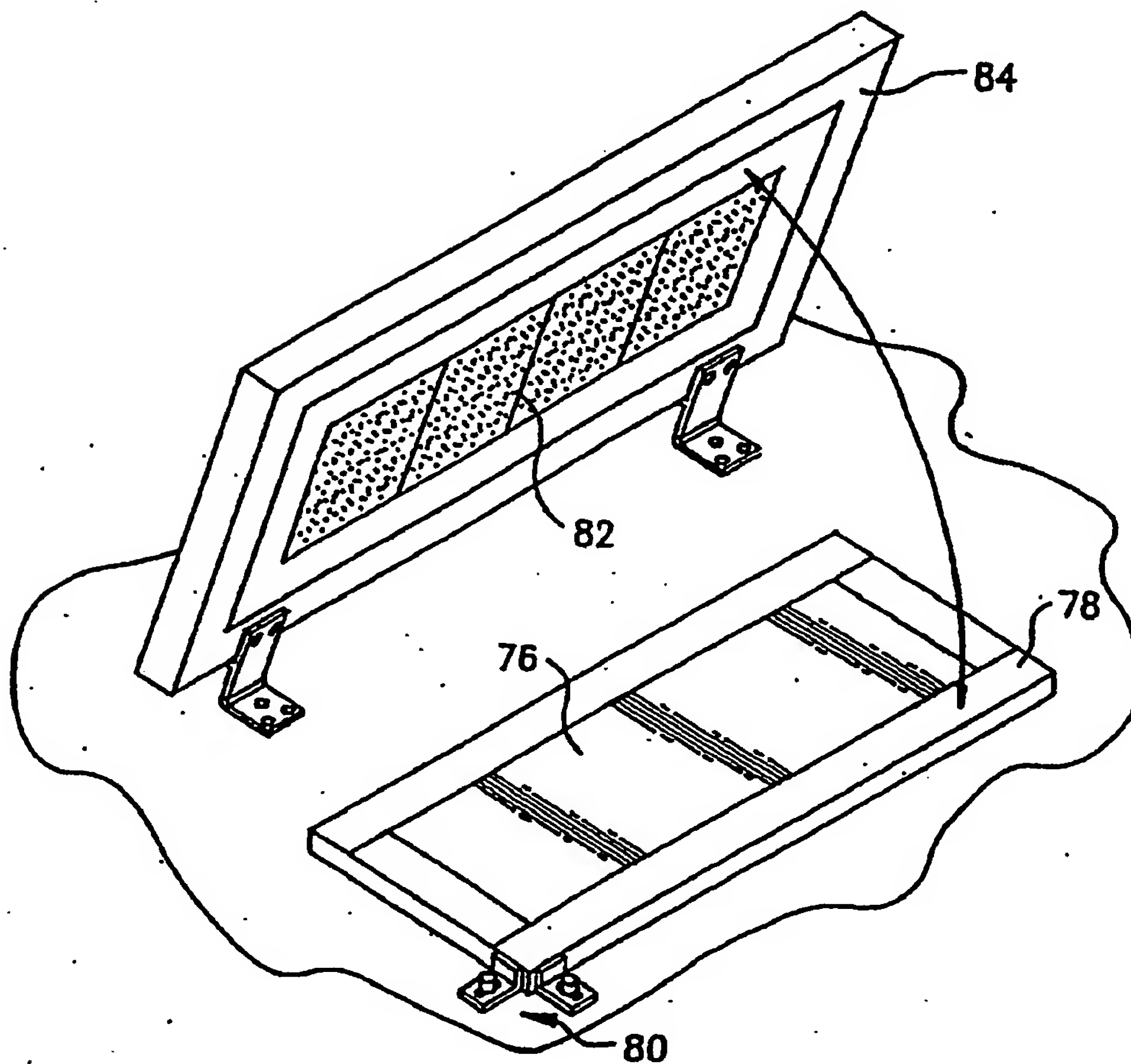
Inventors: Randal D. Schafer et al.



*Fig. 4*



*Fig. 5*



*Fig. 6*

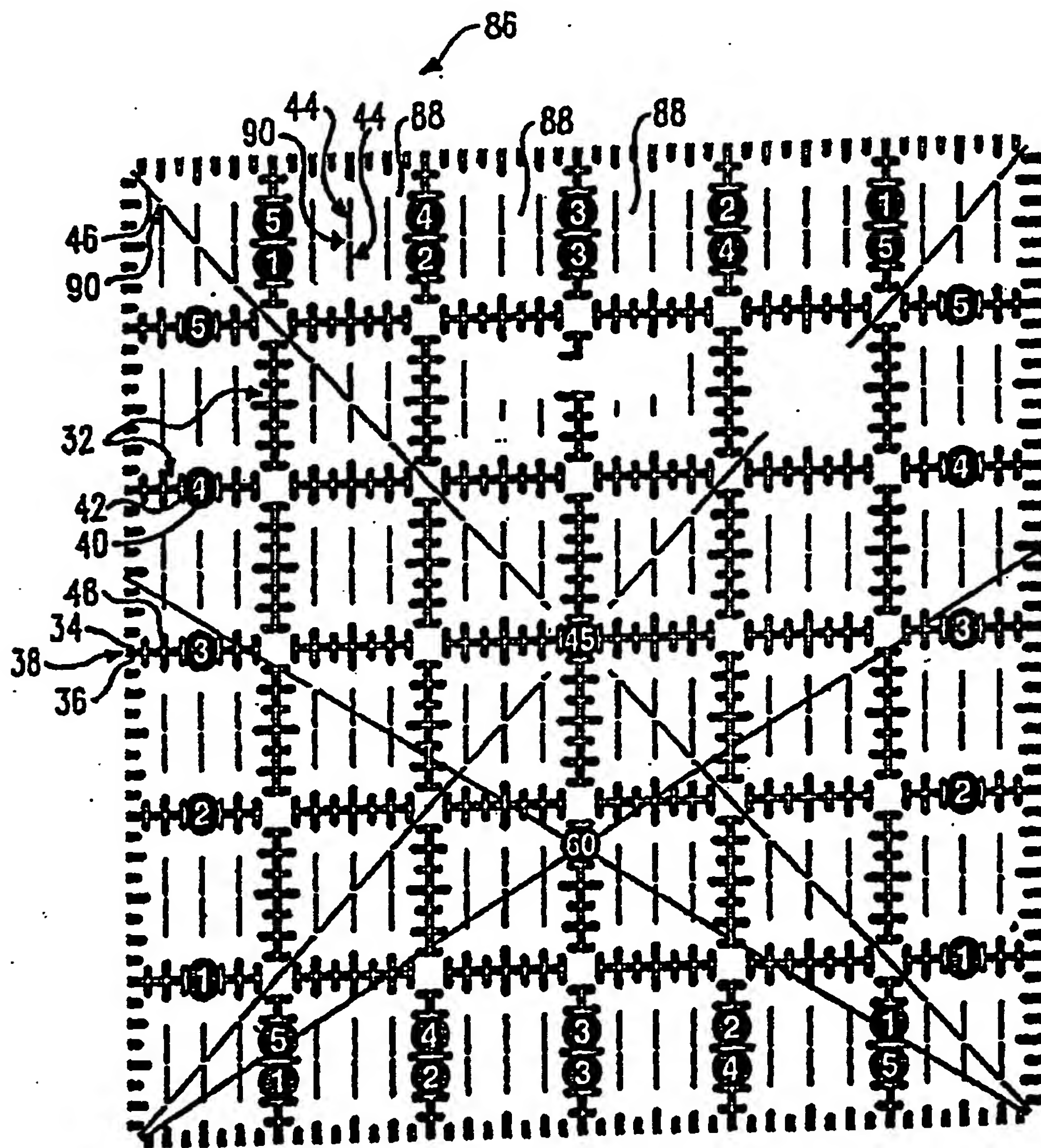


Fig. 7

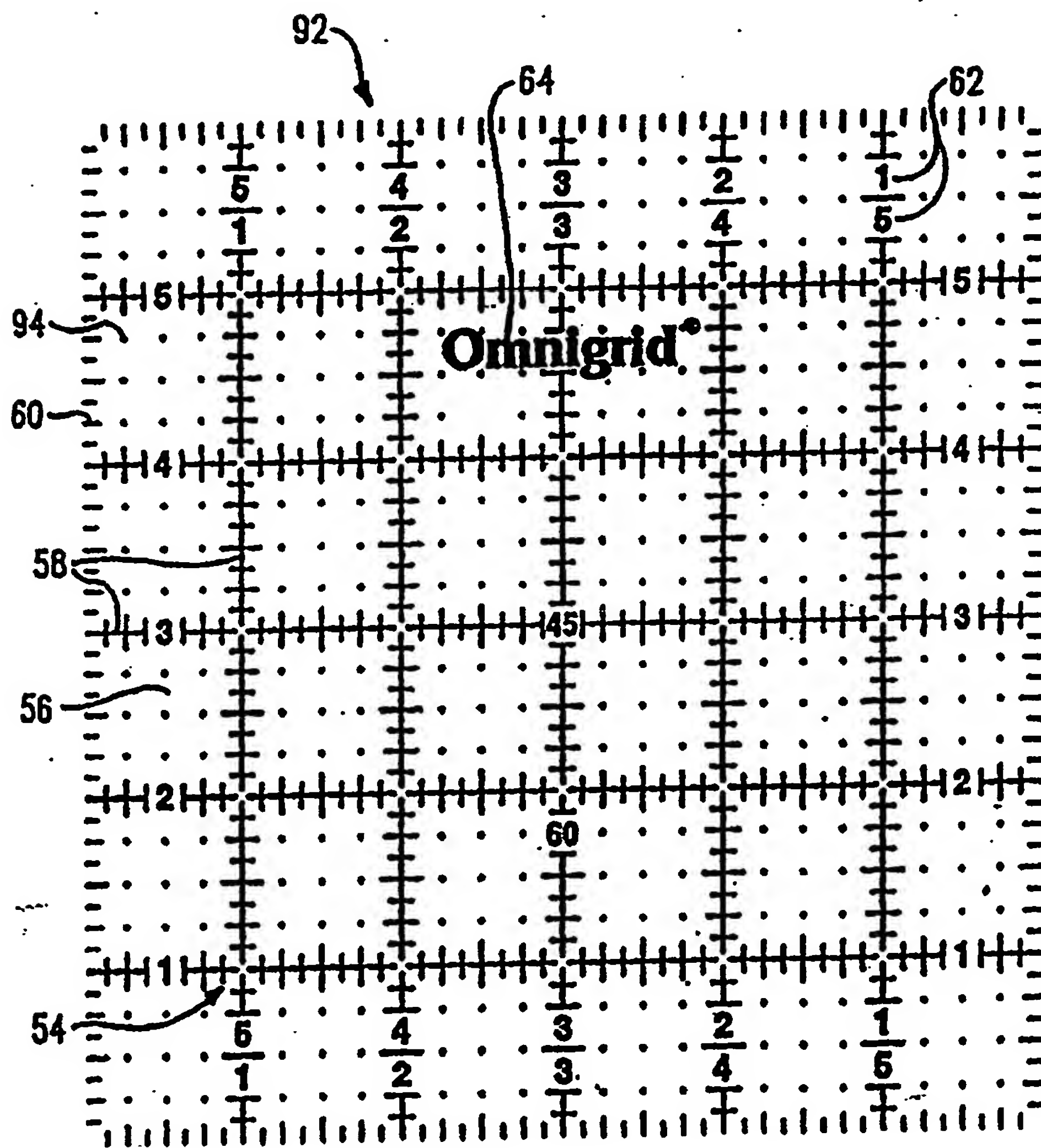


Fig. 8

Express Mail No. EV336596866US  
Title: NON-SLIP MEASURING TOOL AND METHOD OF MAKING  
Inventors: Randal D. Schafer et al.



*Fig. 9*

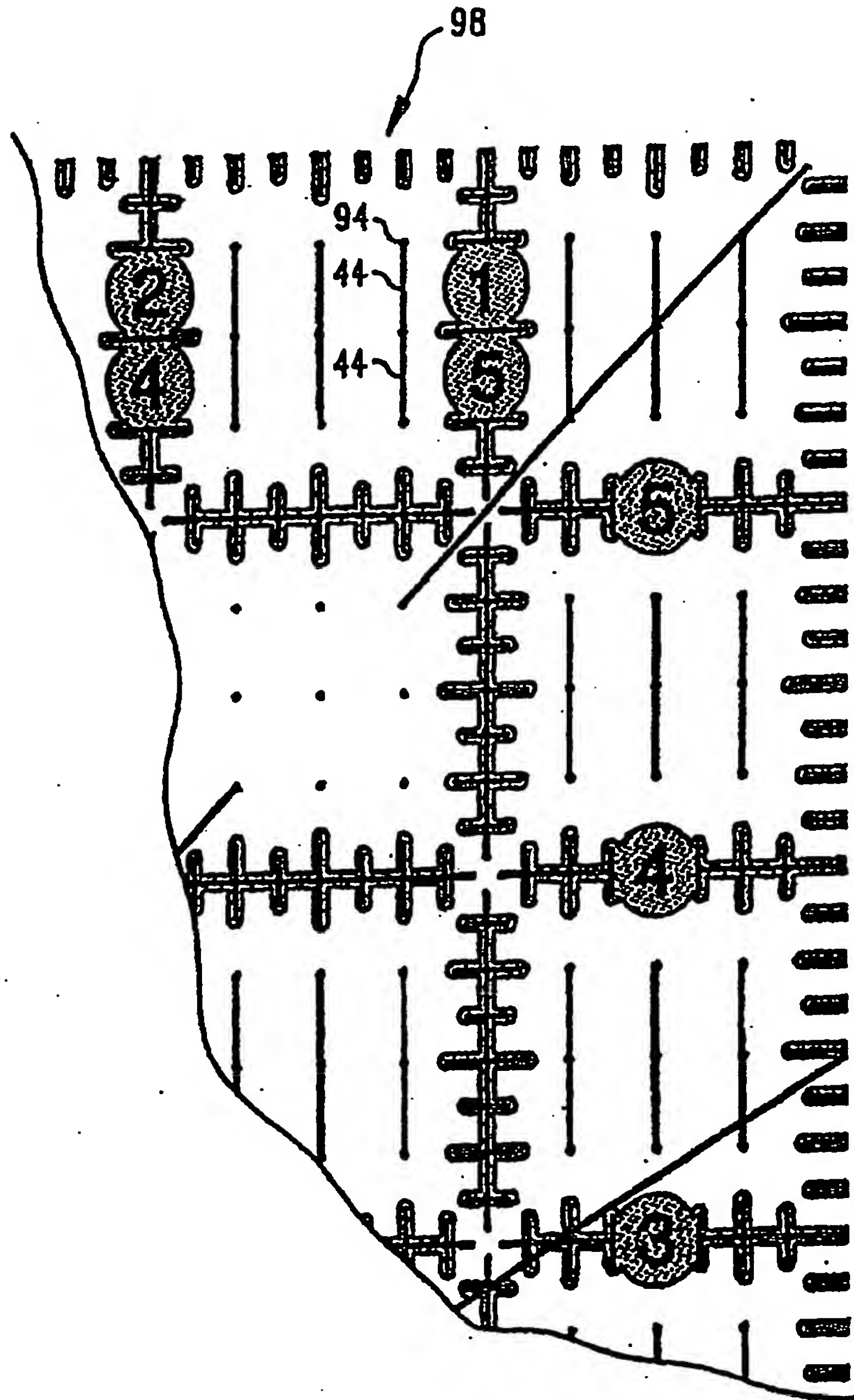


Fig. 10

**APPLICATION DATA SHEET**

**Application Information**

Application number::

Filing Date::

Application Type:: Provisional

Subject Matter:: Utility

Suggested classification::

Suggested Group Art Unit::

CD-ROM or CD-R?:: None

Number of CD disks::

Number of copies of CDs::

Sequence submission?::

Computer Readable Form (CRF)?:: No

Number of copies of CRF::

Title :: NON-SLIP MEASURING TOOL AND METHOD  
OF MAKING

Attorney Docket Number:: 840070.406P1

Request for Early Publication?:: No

Request for Non-Publication?:: No

Suggested Drawing Figure::

Total Drawing Sheets:: 10

Small Entity?:: Yes

Petition included?:: No

Petition Type::

Licensed U.S. Gov't Agency::

Contract or Grant No::

Secrecy Order in Parent Appl.?:: No

**First Applicant Information**

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Deceased Inventor  
Given Name:: Randal  
Middle Name:: D.  
Family Name:: Schafer  
Name Suffix::  
City of Residence:: Burlington  
State or Province of Residence:: WA  
Country of Residence:: US  
Street of mailing address:: c/o Rulersmith, Inc., P.O. Box 253  
City of mailing address:: Burlington  
State or Province of mailing address:: WA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 98233

**Second Applicant Information**

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Full Capacity  
Given Name:: Margaret  
Middle Name:: D.  
Family Name:: Schafer  
Name Suffix::  
City of Residence:: Burlington  
State or Province of Residence:: WA  
Country of Residence:: US  
Street of mailing address:: c/o Rulersmith, Inc., P.O. Box 253

City of mailing address:: Burlington  
State or Province of mailing address:: WA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 98233

### Third Applicant Information

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: Canada  
Status:: Full Capacity  
Given Name:: Ansel  
Middle Name::  
Family Name:: Kelman  
Name Suffix::  
City of Residence:: Vernon  
State or Province of Residence:: B.C.  
Country of Residence:: Canada  
Street of mailing address:: 9786 Park Lane  
City of mailing address:: Vernon  
State or Province of mailing address:: B.C.  
Country of mailing address:: Canada  
Postal or Zip Code of mailing address:: V1B 3E5

### Fourth Applicant Information

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Full Capacity  
Given Name:: David  
Middle Name:: A.  
Family Name:: Ray

Name Suffix::

City of Residence:: La Conner

State or Province of Residence:: WA

Country of Residence:: USA

Street of mailing address:: 412 Umatilla Place

City of mailing address:: La Conner

State or Province of mailing address:: WA

Country of mailing address:: US

Postal or Zip Code of mailing address:: 98257

**Correspondence Information**Correspondence Customer Number :: **00500****Representative Information**

Representative Customer Number::		<b>00500</b>
----------------------------------	--	--------------

**Domestic Priority Information**

Application ::	Continuity Type::	Parent Application::	Parent Filing Date::

**Foreign Priority Information**

Country::	Application number::	Filing Date::	Priority Claimed::

**Assignee Information**

Assignee name::	Rulersmith, Inc.
Street of mailing address::	P.O. Box 253
City of mailing address::	Burlington
State or Province of mailing address::	WA
Country of mailing address::	US
Postal or Zip Code of mailing address::	98233

C:\NrPortbl\Manage\ATHENAP\403684\_1.DOC

# Document made available under the Patent Cooperation Treaty (PCT)

International application number: PCT/US04/025047

International filing date: 30 July 2004 (30.07.2004)

Document type: Certified copy of priority document

Document details: Country/Office: US  
Number: 60/492,593  
Filing date: 04 August 2003 (04.08.2003)

Date of receipt at the International Bureau: 15 September 2004 (15.09.2004)

Remark: Priority document submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b)



World Intellectual Property Organization (WIPO) - Geneva, Switzerland  
Organisation Mondiale de la Propriété Intellectuelle (OMPI) - Genève, Suisse

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☒ FADED TEXT OR DRAWING
- ☒ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☐ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☒ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**